



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

June 19, 2019

Via ECF

The Honorable Paul A. Crotty
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street, Courtroom 14C
New York, New York 10007

Re: ***United States v. Joshua Adam Schulte, S2 17 Cr. 548 (PAC)***

Dear Judge Crotty:

We write to update the Court regarding certain search warrant materials (collectively, the “Search Warrant Materials”) previously marked as “Confidential” under the protective order entered by the Court on September 18, 2017 (the “Protective Order”).

As the Court is aware, on March 26, 2019, the defendant filed a letter asking the Court to determine that the Search Warrant Materials should not be treated as Confidential pursuant to the Protective Order. Dkt. 82. On April 2, 2019, the Government opposed that request because, among other reasons, disclosure of the Search Warrant Materials could impede ongoing investigations and impact national security. Dkt. 84. On April 15, 2019, the Court denied the defendant’s request (Dkt. 87), and on April 16, 2019, the Court denied the defendant’s motion for reconsideration (Dkt. 89). On April 17, 2019, the defendant filed a notice of appeal with the Second Circuit challenging the Court’s ruling. Dkt. 90.

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Based on recent developments, which the Government will describe in a separate *ex parte* letter to the Court, the Government is de-designating the Search Warrant Materials as Confidential under the Protective Order and has reproduced them as such to the defendant.

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney

By: _____ /s/
Sidhardha Kamaraju / Matthew Laroche
Assistant United States Attorneys
Tel.: 212-637-6523/2420

Cc: Defense Counsel (via ECF)